IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

THURSDAY, THE 29TH MARCH 2007 / 8TH CHAITHRA 1929

Bail Appl..No. 1835 of 2007()

CMP.1957/2007 of J.M.F.C.-II, KOLLAM
CRIME NO.126/07 OF KOTTIYAM POLICE STATION

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: PETITIONER/ACCUSED

VIBHU, AGED 33 YEARS,
S/O.SOMAN PILLAI, PAYATTUVILA THEKETHIL VEEDU,
VETTILATHAZHAM CHERRI, THRIKKOVILVATTOM VILLA,
KOLLAM.

BY ADV. SRI.BIMAL K.NATH
SRI.S.JAMAL

RESPONDENTS:

STATE OF KERALA, REPRESENTED BY THE
PUBLIC PROSECUTOR, HIGH COURT OF KERALA,
ERNAKULAM.

BY PUBLIC PROSECUTOR SRI.JAI GEORGE

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 29/03/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

V. RAMKUMAR, J.

B.A. No. 1835 OF 2007

Dated this the 29th day of March, 2007

O R D E R

In this Petition filed under Sec. 439 Cr.P.C. the petitioner, who is the husband of deceased Sheeba, who committed suicide by pouring kerosene and setting ablaze herself on 7.3.2007, seeks his enlargement on bail. Petitioner was arrested on 14.3.2007. He is an accused in Crime No.126/07 of Kottiyam Police Station for offences punishable under sections 498A and 306 IPC. The marriage between the petitioner and Sheeba was on 13.4.2006.

2. I heard the learned counsel for the petitioner and the learned Public Prosecutor.

3. Having regard to the nature of the offences, the duration of judicial custody of the petitioner and the other circumstances of the case etc., I am inclined to grant bail to the petitioner but only with effect from a future date. Accordingly, the petitioner is directed to be released on bail with effect from 13.4.2007 on his executing a bond for Rs.10,000/- (Rupees ten thousand only) with two solvent sureties each for the like amount to the satisfaction of the J.F.C.M.-II, Kollam and subject to the following conditions:

1. The petitioner shall report before the Investigating Officer between 9 a.m. and 11 a.m. on all Wednesdays.

2. The petitioner shall make himself available for interrogation as and when required by the police till the filing of the final report.

3. The petitioner shall not influence or intimidate the prosecution witnesses nor shall he attempt to tamper with the evidence for the prosecution.

4. The petitioner shall not commit any offence while on bail.

If the petitioner commits breach of any of the above conditions, the bail granted to him shall be liable to be cancelled.

This application is allowed as above.

(V. RAMKUMAR, JUDGE)

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